

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING APPLICATION UNDER 37 C.F.R. 1.53(b)
WITHOUT FILING FEE AND/OR WITHOUT EXECUTED INVENTOR'S DECLARATION

Mail Stop Patent Application

Atty. Dkt. 604-696

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

Date: October 23, 2003

This is a request for filing a new PATENT APPLICATION under Rule 53(b) entitled:

ULTRASOUND DETECTABLE INSTRUMENT

without a filing fee and/or without an executed inventor's oath/declaration.

This application is made by the below identified inventor(s). Attached hereto are the following papers:

- ☐ Newly executed Declaration, ☒ Copy of Declaration from prior application, ☒ Abstract
☐ Please **delete** the following inventors in the continuation/division/continuation-in-part application:

Deleted persons:

34 pages of specification and claims (including 43 numbered claims), and
21 sheets of accompanying drawing/s.

☐ Attached is a Power of Attorney.

☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number

Country

Day/Month/Year Filed

9909801.4

United Kingdom

28 April 1999

PCT/GB00/01451

17 April 2000

, respectively, the entire content of which is hereby incorporated by reference in this application..

☐ Certified copy(ies) of foreign application(s) is/are attached.

☒ Certified copy(ies) filed on October 7, 2002 in prior application no. 09/984,147 filed October 29, 2001

☐ This application claims the benefit of Provisional Application No. _____, filed _____, the entire content of which is hereby incorporated by reference in this application.

☒ This application is a ☒ continuation/☐ division/☐ continuation-in-part of Application No. 09/984,147, filed October 29, 2001, the entire content of which is hereby incorporated by reference in this application.

☒ Petition filed in prior application to extend its life to insure co-pendency.

☒ The prior application is assigned to BTG International Limited, London, England,

☒ It is hereby requested that the Examiner consider the art cited in the above parent application(s) by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached, but pursuant to Rule 98(d) copies are not required.

☐ Applicant claims "small entity" status. ☐ "Small entity" statement attached.

☒ Please enter the attached and/or below preliminary amendment **prior** to calculation of filing fee:

☐ Also attached: ☐ Information Disclosure Statement; ☐ Non-Publication Request; ☐ Nucleotide and/or Amino Acid Sequence Submission; ☐ Statement deleting Inventor(s) named in prior application; ☐ Other:

1. Inventor: Ewen J.C. Kellar British
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Mailing Address: TWI Limited, Granta Park, Great Abington, Cambridge, England

(Zip Code) CB1 6AL

☐ See attached sheet(s) for additional inventor(s) information!!

Address all future communications to NIXON & VANDERHYE P.C., 1100 North Glebe Road, 8th Floor, Arlington, VA 22201.

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